

BEFORE THE  
BOARD OF REGISTERED NURSING  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

**STEPHEN JAIMELL GOODLOW**  
135 E. Third Street  
Forest, MS 39074

**Registered Nurse License No. 736904**

Respondent

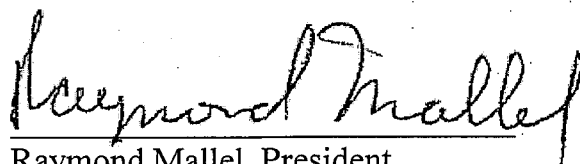
Case No. 2012-399

**DECISION AND ORDER**

The attached Stipulated Surrender of License and Order is hereby adopted by the Board of Registered Nursing, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on **August 23, 2012.**

IT IS SO ORDERED **August 23, 2012.**



Raymond Mallel, President  
Board of Registered Nursing  
Department of Consumer Affairs  
State of California

1 KAMALA D. HARRIS  
Attorney General of California  
2 GLORIA A. BARRIOS  
Supervising Deputy Attorney General  
3 KATHERINE MESSANA  
Deputy Attorney General  
4 State Bar No. 272953  
300 So. Spring Street, Suite 1702  
5 Los Angeles, CA 90013  
Telephone: (213) 897-2554  
6 Facsimile: (213) 897-2804  
*Attorneys for Complainant*

7  
8 **BEFORE THE**  
**BOARD OF REGISTERED NURSING**  
9 **DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

10 In the Matter of the Accusation Against:

Case No. 2012-399

11 **STEPHEN JAIMELL GOODLOW**

12 135 E. Third Street  
13 Forest MS 39074

**STIPULATED SURRENDER OF  
LICENSE AND ORDER**

14 Registered Nurse License No. 736904

15 Respondent.

16  
17 In the interest of a prompt and speedy resolution of this matter, consistent with the public  
18 interest and the responsibility of the Board of Registered Nursing of the Department of Consumer  
19 Affairs the parties hereby agree to the following Stipulated Surrender of License and Order which  
20 will be submitted to the Board for approval and adoption as the final disposition of the  
21 Accusation.

22 **PARTIES**

23 1. Louise R. Bailey, M.Ed., RN (Complainant) is the Interim Executive Officer of the  
24 Board of Registered Nursing. She brought this action solely in her official capacity and is  
25 represented in this matter by Kamala D. Harris, Attorney General of the State of California, by  
26 Katherine Messana, Deputy Attorney General.

27 2. Stephen Jaimell Goodlow (Respondent) is representing himself in this proceeding and  
28 has chosen not to exercise his right to be represented by counsel.

3. On or about September 18, 2008, the Board of Registered Nursing issued Registered Nurse License No. 736904 to Stephen Jaimell Goodlow (Respondent). The Registered Nurse License expired on January 31, 2010, and has not been renewed.

## JURISDICTION

4. Accusation No. 2012-399 was filed before the Board of Registered Nursing (Board), Department of Consumer Affairs, and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on December 27, 2011. Respondent timely filed his Notice of Defense contesting the Accusation. A copy of Accusation No. 2012-399 is attached as Exhibit A and incorporated by reference.

## ADVISEMENT AND WAIVERS

5. Respondent has carefully read, and understands the charges and allegations in Accusation No. 2012-399. Respondent also has carefully read, and understands the effects of this Stipulated Surrender of License and Order.

6. Respondent is fully aware of his legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel, at his own expense; the right to confront and cross-examine the witnesses against him; the right to present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

## CULPABILITY

8. Respondent admits the truth of each and every charge and allegation in Accusation No. 2012-399, agrees that cause exists for discipline and hereby surrenders his Registered Nurse License No. 736904 for the Board's formal acceptance.

9. Respondent understands that by signing this stipulation he enables the Board to issue an order accepting the surrender of his Registered Nurse License without further process.

1

2

2

5

1

## 3

4

7

1 This stipulation constitutes a record of the discipline and shall become a part of Respondent's  
2 license history with the Board of Registered Nursing.

3 2. Respondent shall lose all rights and privileges as a Registered Nurse in California as  
4 of the effective date of the Board's Decision and Order.

5 3. Respondent shall cause to be delivered to the Board his pocket license and, if one was  
6 issued, his wall certificate on or before the effective date of the Decision and Order.

7 4. If Respondent ever files an application for licensure or a petition for reinstatement in  
8 the State of California, the Board shall treat it as a petition for reinstatement. Respondent must  
9 comply with all the laws, regulations and procedures for reinstatement of a surrendered license in  
10 effect at the time the petition is filed, and all of the charges and allegations contained in  
11 Accusation No. 2012-399 shall be deemed to be true, correct and admitted by Respondent when  
12 the Board determines whether to grant or deny the petition.

13 5. If and when Respondent's license is reinstated, he shall pay to the Board costs  
14 associated with its investigation and enforcement pursuant to Business and Professions Code  
15 section 125.3 in the amount of \$995.00. Respondent shall be permitted to pay these costs in a  
16 payment plan approved by the Board. Nothing in this provision shall be construed to prohibit the  
17 Board from reducing the amount of cost recovery upon reinstatement of the license.

18 6. If Respondent should ever apply or reapply for a new license or certification, or  
19 petition for reinstatement of a license, by any other health care licensing agency in the State of  
20 California, all of the charges and allegations contained in Accusation, No. 2012-399 shall be  
21 deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of  
22 Issues or any other proceeding seeking to deny or restrict licensure.

23 7. Respondent shall not apply for licensure or petition for reinstatement for two (2)  
24 years from the effective date of the Board of Registered Nursing's Decision and Order.

25 ///

26 ///

27 ///

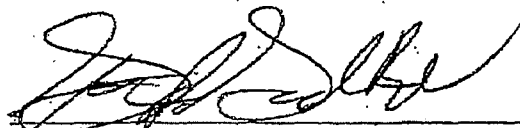
28 ///

**ACCEPTANCE**

I have carefully read the Stipulated Surrender of License and Order. I understand the stipulation and the effect it will have on my Registered Nurse License. I enter into this Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Registered Nursing.

DATED:

5/16/12

  
STEPHEN JAIMELL GOODLOW

Respondent

**ENDORSEMENT**

The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted for consideration by the Board of Registered Nursing of the Department of Consumer Affairs.

Dated:

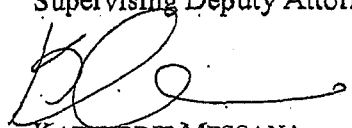
Respectfully submitted,

KAMALA D. HARRIS

Attorney General of California

GLORIA A. BARRIOS

Supervising Deputy Attorney General

  
KATHERINE MESSANA

Deputy Attorney General

*Attorneys for Complainant*

LA2011505709

51096189.doc

**Exhibit A**

**Accusation No. 2012-399**

1 KAMALA D. HARRIS  
Attorney General of California  
2 GLORIA A. BARRIOS  
Supervising Deputy Attorney General  
3 KATHERINE MESSANA  
Deputy Attorney General  
4 State Bar No. 272953  
300 So. Spring Street, Suite 1702  
5 Los Angeles, CA 90013  
Telephone: (213) 897-2554  
6 Facsimile: (213) 897-2804

7 *Attorneys for Complainant*

8 **BEFORE THE**  
9 **BOARD OF REGISTERED NURSING**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 2012-399

13 **STEPHEN JAIMELL GOODLOW**

14 6475 Jamie Drive  
Horn Lake, MS 38637

**A C C U S A T I O N**

15 Registered Nurse License No. 736904

16 Respondent.

17 Complainant alleges:

18 **PARTIES**

19 1. Louise R. Bailey, M.Ed., RN ("Complainant") brings this Accusation solely in her  
20 official capacity as the Executive Officer of the Board of Registered Nursing, Department of  
21 Consumer Affairs.

22 2. On or about September 18, 2008, the Board of Registered Nursing issued Registered  
23 Nurse License Number 736904 to Stephen Jaimell Goodlow ("Respondent"). The Registered  
24 Nurse License expired on January 31, 2010, and has not been renewed.

25 **JURISDICTION**

26 3. This Accusation is brought before the Board of Registered Nursing ("Board"),  
27 Department of Consumer Affairs, under the authority of the following laws. All section  
28 references are to the Business and Professions Code ("Code") unless otherwise indicated.



1       4.     Section 2750 of the Code provides, in pertinent part, that the Board may discipline  
2 any licensee, including a licensee holding a temporary or an inactive license, for any reason  
3 provided in Article 3 (commencing with section 2750) of the Nursing Practice Act.

4       5.     Section 2764 of the Code provides, in pertinent part, that the expiration of a license  
5 shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the  
6 licensee or to render a decision imposing discipline on the license. Under Section 2811  
7 subdivision (b) of the Code, the Board may renew an expired license at any time within eight  
8 years after the expiration.

9       6.     Sections 118 subdivision (b) of the Code also grants the Board jurisdiction over  
10 suspended, expired, forfeited, cancelled, or surrendered licenses:

11       “The suspension, expiration, or forfeiture by operation of law of a license issued by a  
12 board in the department, or its suspension, forfeiture, or cancellation by order of the  
13 board or by order of a court of law, or its surrender without the written consent of the  
14 board, shall not, during any period in which it may be renewed, restored, reissued, or  
15 reinstated, deprive the board of its authority to institute or continue a disciplinary  
16 proceeding against the licensee upon any ground provided by law or to enter an order  
17 suspending or revoking the license or otherwise taking disciplinary action against the  
18 licensee on any such ground.”

19       7.     Section 2761 of the Code states:

20       “The board may take disciplinary action against a certified or licensed  
21 nurse or deny an application for a certificate or license for any of the following:

22       (a) Unprofessional conduct, which includes, but is not limited to, the  
23 following:

24       ...

25       (4) Denial of licensure, revocation, suspension, restriction, or any other  
26 disciplinary action against a health care professional license or certificate by another  
27 state or territory of the United States, by any other government agency, or by another  
28 California health care professional licensing board. A certified copy of the decision  
or judgment shall be conclusive evidence of that action.”

29       8.     Section 2762 of the Code states:

30       “In addition to other acts constituting unprofessional conduct within the  
31 meaning of this chapter [the Nursing Practice Act], it is unprofessional conduct for a  
32 person licensed under this chapter to do any of the following:

33       (b) Use any controlled substance as defined in Division 10 (commencing  
34 with Section 11000) of the Health and Safety Code, or any dangerous drug or  
35 dangerous device as defined in Section 4022, or alcoholic beverages, to an extent or  
36 in a manner dangerous or injurious to himself or herself, any other person, or the

1 public or to the extent that such use impairs his or her ability to conduct with safety to  
2 the public the practice authorized by his or her license."

### 3 COST RECOVERY

4 9. Section 125.3 of the Code provides, in pertinent part, that the Board may request the  
5 administrative law judge to direct a licensee found to have committed a violation or violations of  
6 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and  
7 enforcement of the case.

### 8 FIRST CAUSE FOR DISCIPLINE

#### 9 (Disciplinary Action by the Mississippi Board of Nursing)

10 10. Respondent is subject to disciplinary action under section 2761, subdivision (a)(4) of  
11 the Code in that Respondent was disciplined by the Mississippi Board of Nursing ("Mississippi  
12 Board"), as follows:

13 11. On or about July 21, 2009, Respondent signed a Program Participation Affidavit  
14 ("Affidavit") for the Mississippi Board Recovering Nurse Program ("Program"). In the Affidavit,  
15 Respondent agreed that restrictions be placed on his license or privilege to practice for a  
16 minimum of five (5) years while he is participating in the Program. In the Affidavit, Respondent  
17 admits that he violated provisions of the Mississippi Code, as follows:

- 18 a. Respondent admits that he violated Mississippi Code in that he is addicted to or  
19 dependent on alcohol or a habit forming drug or a habitual user of narcotics,  
20 barbiturates, amphetamines, hallucinogens, or other drugs having a similar effect,  
21 or have misappropriated any medication.
- 22 b. Specifically, Respondent was diagnosed with substance dependency by a  
23 Mississippi Board-approved assessor and recommended to enter a treatment  
24 program.
- 25 c. Respondent admits that he violated Mississippi Code in that he engaged in  
26 unprofessional conduct as identified by the Mississippi Board in its rules by  
27 testing positive for marijuana on a pre-employment urine screen, and two DUI  
28 charges.

12. Under section 2761, subdivision (a)(4) of the Code, the Mississippi Board's disciplinary action against Respondent for substance abuse and unprofessional conduct is grounds for the California Board to take disciplinary action.

## SECOND CAUSE FOR DISCIPLINE

**(Unprofessional Conduct)**

13. Respondent is subject to disciplinary action under section 2761, subdivision (a) of the Code for substance abuse issues, testing positive for marijuana on a pre-employment urine screen and two DUI charges. The conduct is more particularly described in paragraphs 10 through 12, inclusive, above, and herein incorporated by reference.

### THIRD CAUSE FOR DISCIPLINE

**(Drug and Alcohol Related Transgressions)**

14. Respondent is subject to disciplinary action under section 2762, subdivision (b) of the Code in that Respondent admitted that he is addicted to or dependent on alcohol or a habit forming drug, tested positive for marijuana on a pre-employment urine screen and has two DUI charges. The conduct is more particularly described in paragraphs 10 through 12, inclusive, above, and herein incorporated by reference.

111

///

///

///

///

///

///

///

///

///

///


///

**PRAYER**

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

1. Revoking or suspending Registered Nurse License Number 736904, issued to Stephen Jaimell Goodlow;
2. Ordering Stephen Jaimell Goodlow to pay the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3;
3. Taking such other and further action as deemed necessary and proper.

DATED: December 27, 2011

  
for LOUISE R. BAILEY, M.ED., RN  
Executive Officer  
Board of Registered Nursing  
Department of Consumer Affairs  
State of California  
Complainant

LA2011505709  
51055398.doc